Associated Press v. United States Department of Defense Doc. 18 Att. 10

# EXHIBIT J

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RECORD OF PROCEEDINGS UNDER ARTICLE 15, UCMJ

For use of this form, see AR 27-10; the proponent agency is TJAG.

*See Notes on Reverse Before Completing Form*

| NAME | GRADE | SSN | UNIT | PAY (Basic & Sea/Foreign) |
|---|---|---|---|---|
| [redacted] | [redacted] | [redacted] | 132nd MP Co. | 1,749.30 |

1. I am considering whether you should be punished under Article 15, UCMJ, for the following misconduct: 1/

(See Continuation Sheet)

2. You are not required to make any statements, but if you do, they may be used against you in this proceeding or at a trial by court-martial. You have several rights under this Article 15 proceeding. First I want you to understand I have not yet made a decision whether or not you will be punished. I will not impose any punishment unless I am convinced beyond a reasonable doubt that you committed the offense(s). You may ordinarily have an open hearing before me. You may request a person to speak on your behalf. You may present witnesses or other evidence to show why you shouldn't be punished at all *(matters of defense)* or why punishment should be very light *(matters of extenuation and mitigation)*. I will consider everything you present before deciding whether I will impose punishment or the type and amount of punishment I will impose. 2/ If you do not want me to dispose of this report of misconduct under Article 15, you have the right to demand trial by court-martial instead. If in deciding what you want to do you have the right to consult with legal counsel located at TDS - [redacted]. You now have 48 hours to decide what you want to do. 3/

| DATE | NAME, GRADE, AND ORGANIZATION OF COMMANDER | SIGNATURE |
|---|---|---|
| 23 April 03, TIME 1045 | [redacted] CDR, JDOG | [redacted] |

3. Having been afforded the opportunity to consult with counsel, my decisions are as follows: *(Initial appropriate blocks, date, and sign)*

a. [ ] I demand trial by court-martial.

b. [redacted] I do not demand trial by court-martial and in the Article 15 proceedings: [redacted]

(1) I request the hearing be [ ] Open [redacted] Closed. (2) A person to speak in my behalf [redacted] is [ ] is not requested.

(3) Matters in defense, mitigation, and/or extenuation: [ ] Are not presented [redacted] Will be presented in person [ ] Are attached.

| DATE | NAME AND GRADE OF SERVICE MEMBER | SIGNATURE |
|---|---|---|
| 29 Apr 03 | [redacted] | [redacted] |

4. In a(n) [ ] Open [redacted] Closed hearing 1/ all matters presented in defense, mitigation, and/or extenuation, having been considered, the following punishment is imposed: 5/ 6/

Reduction to Private First Class (E3); and extra duty for 45 days.

~~5. I direct the original DA Form 2627 be filed in the [ ] Performance fiche [ ] Restricted fiche of the OMPF.~~ 7/ [redacted]

6. You are advised of your right to appeal to the MG Miller, JTF CDR within 5 calendar days. An appeal made after that time may be rejected as untimely. Punishment is effective immediately unless otherwise stated above.

| DATE | NAME, GRADE, AND ORGANIZATION OF COMMANDER | SIGNATURE |
|---|---|---|
| 29 April 03 | [redacted] JDOG | [redacted] |

7. *(Initial appropriate block, date, and sign)*

a. [redacted] I do not appeal b. [ ] I appeal and do not submit additional matters 8/ 9/ c. [ ] I appeal and submit additional matters 8/ 9/

| DATE | NAME AND GRADE OF SERVICE MEMBER | SIGNATURE |
|---|---|---|
| 7 May 03 | [redacted] | [redacted] |

8. I have considered the appeal and it is my opinion that:

| DATE | NAME AND GRADE OF JUDGE ADVOCATE | SIGNATURE |
|---|---|---|
| | | |

9. After consideration of all matters presented in appeal, the appeal is:

[ ] Denied [ ] Granted as follows: 10/

| DATE | NAME, GRADE, AND ORGANIZATION OF COMMANDER | SIGNATURE |
|---|---|---|
| | | |

10. I have seen the action taken on my appeal. | DATE | SIGNATURE OF SERVICE MEMBER

11. ALLIED DOCUMENTS AND/OR COMMENTS 11/ 12/ 13/

Informal AR 15-6 Investigation C/M

DA FORM 2627, AUG 84 EDITION OF NOV 82 IS OBSOLETE

Continuation Sheet No. 1 DA Form 2627 RECORD OF PROCEEDINGS UNDER ARTICLE 15, UCMJ [redacted] 132nd MP Co., JTF GTMO, United States Army

ITEM 1 Cont'd:

Specification #1: In that you, did, at U.S. Naval Station, Guantanamo Bay, Cuba, on or about 10 April 2003, behave yourself with disrespect toward [redacted] your superior commissioned officer, then known by you to be your superior commissioned officer, by saying to him, "And what? And what?" or words to that effect, in response to his order to leave Sierra Block. This is in violation of Article 89, UCMJ.

Specification #2: In that you, who knew or should have known of your duties at U.S. Naval Station, Guantanamo Bay, Cuba, on or about 10 April 2003, were derelict in the performance of those duties in that you negligently failed to secure a detainee cell, as it was your duty to do. This is in violation of Article 92, UCMJ.

Specification #3: In that you, did, at U.S. Naval Station, Guantanamo Bay, Cuba, on or about 10 April 2003, unlawfully strike a detainee on his body with your fist after the detainee was shackled. This is in violation of Article 128, UCMJ.

## NOTES

1 Insert a concise statement of each offense in terms stating a specific violation and the Article of the UCMJ *(Part IV, MCM)*. If additional space is needed, use item 11 or continuation sheets as described in note 11 below.

2 Inform the member of the maximum punishment which may be imposed under Article 15.

3 Inform the member that if he or she demands trial, trial could be by SCM, SPCM, or GCM. Additionally, inform the member that he or she may object to trial by SCM and that at SPCM or GCM he or she would be entitled to be represented by qualified military counsel, or by civilian counsel at no expense to the government. If the member is attached to or embarked in a vessel, he or she is not permitted to refuse Article 15 punishment. In such cases, all references to a demand for trial will be lined out and an appropriate remark will be made in item 11 indicating the official name of the vessel and that the member was attached to or embarked in the vessel at the time punishment was imposed.

4 Give the member copy 5 of this form.

5 Offenses determined not to have been committed will be lined out. If the imposing commander decides not to impose any punishment, the member will be notified and all copies of this form destroyed.

6 Amounts of forfeitures of pay will be rounded off to the next lower whole dollar. If a punishment is suspended, the following statement should be added after it: To be automatically remitted if not vacated before *(date)*. If punishment includes a written admonition or reprimand, it will be attached to this form and listed in item 11.

7 The imposing commander will initial the appropriate block. The OMPF performance fiche is routinely used by MOS/specialty career managers and DA selection boards. The OMPF restricted fiche is not given to MOS/specialty career managers or DA selection boards without approval of the Cdr, MILPERCEN or selection board proponent.

8 If the member appeals, this form and all written evidence considered by the imposing commander will be forwarded to the superior authority.

9 Before acting on an appeal, it must be referred to a judge advocate for advice when the punishment, whether or not suspended, includes reduction of one or more pay grades from the fourth or a higher pay grade, or is in excess of one of the following: 7 days arrest in quarters, 7 days correctional custody, 7 days forfeiture of pay, or 14 days of either extra duties or restriction. *(See Article 15e (1) to (7), UCMJ.)*

10 The superior authority will initial the appropriate block. If the appeal is granted, the specific relief granted will be stated according to note 12.

11 In this space indicate the number of pages attached as follows: Allied documents on appeal consist of ________ pages. Allied documents include all written matters considered by the imposing commander submitted by the member on appeal and the commander's rebuttal, if applicable. If additional space is needed for completion of any item (s), use plain bond headed "Continuation Sheet 1", etc.

12 Applicable portions of the following format may be used to record action taken on appeal. Appropriate language should be entered in item 11 or, if necessary, on a continuation sheet. Supplementary actions *(para 3-32, AR 27-10)* will be recorded on DA Form 2627-2.

Suspension, Mitigation, Remission, or Setting Aside

*(DATE)*

On *(date)*. The punishment(s) of imposed on *(date of punishment)* (was) (were) *(suspended and will be automatically remitted if not vacated before (date)) (mitigated to) (set aside, and all rights, privileges, and property affected restored) (by my order) (by order of) (the officer who imposed the punishment) (the successor in command to the imposing commander) (its superior authority).*

*(Typed name, grade, and organization of commander)* /s/

13 Racial/ethnic identifiers will be placed in item 11 *(Chapter 15, AR 27-10)*.

00082

# JTF GTMO ARTICLE 15 REQUEST FORM

1. I request that a ___ Summarized Article 15/___ Company Grade Article 15/ X Field Grade Article 15/ Supplemental Action be prepared on the following soldier.

NAME (Last, First MI): [redacted] RANK: [redacted] SSN: [redacted]
UNIT: /3 [illegible] PEBD: [redacted] SEX: [redacted] RACE: [redacted]
OFFENSE(S):
Gen. Spec

2. Please include all bars to reenlistment, counseling statements, full MP reports, sworn statements, breathalyzers, urinalysis and chain of custody, and corrective training measures taken that relates to the incident. Incomplete packets will NOT be accepted.

3. Article 15's will be processed within 48 hours upon receipt of completed packet. Any delays will be forwarded to the POC for the action.

IMPOSING COMMANDER'S SIGNATURE BLOCK
[redacted]

POC FOR THIS ACTION
[redacted]
PHONE #
EMAIL

*Do Not* write the punishment in on the Article 15, write them on the request form at the bottom.

## MAXIMUM PUNISHMENT AUTHORIZED

| SUMMARIZED | COMPANY GRADE | FIELD GRADE |
| --- | --- | --- |
| 14 DAYS EXTRA DUTY | REDUCTION TO E-__ | REDUCTION TO E-1 |
| 14 DAYS RESTRICTION | FORFEITURE OF 7 DAYS PAY | FORFEITURE OF ½ MONTHS PAY FOR TWO MONTHS |
| | $______AS AN E-__ | $[illegible] AS AN E-4 |
| | $______AS AN E-__ | $[illegible] AS AN E-3 |
| | 14 DAYS EXTRA DUTY | $645.00 AS AN E-2 |
| | 14 DAYS RESTRICTION | $575.00 AS AN E-1 |
| | | 45 DAYS EXTRA DUTY |
| | | 45 DAYS RESTRICTION |

Company Grade authorities can administer NJP to personnel in the grade of E-5 and below.

## PUNISHMENT IMPOSED

REDUCTION TO THE GRADE OF E-___ (SUSPENDED FOR _____DAYS)
FORFEITURE OF $______FOR___DAYS/MONTHS (SUSPENDED FOR____DAYS)
EXTRA DUTY FOR____DAYS (SUSPENDED FOR___DAYS)
RESTRICTION FOR____DAYS (SUSPENDED FOR___DAYS)

SUSPENSIONS MAY NOT EXCEED 180 DAYS.

Location: Camp America Seahut A8107
Hours: Monday thru Friday 0800-1700 Phone: x3455 for SPC Perayn or x3581 for CPT Heller)

Reduction E-3
45 Days Ex-Duty

# SJA ARTICLE 15 PROCESSING SHEET - ARMY

Rank/Name [redacted] SSN: [redacted] Unit/Section: 822nd MP Co.

| | DATE COMPLETED |
|---|---|
| ▫ DATE RECEIVED NJP REQUEST: | 18 April |
| ▫ REQUEST FORM FILLED OUT COMPLETELY: | 22 April |
| ▫ ALL ALLIED DOCUMENTATION SUPPORT REQUESTED ACTION: | 18 April |
| ▫ ENTER ARTICLE 15 INTO NJP LOG: | 22 April |
| ▫ ALL CHARGES ARE DRAFTED CORRECTLY: | 18 April |
| ▫ CHARGES HAVE BEEN REVIEWED BY JUDGE ADVOCATE: | 22 April |
| ▫ MAKE TWO COPIES OF ENTIRE PACKET (ORIGINAL TO UNIT, 1- COPY TO SOLDIER, 1 COPY TO SJA) | " |
| ▫ CONTACT UNIT TO PICK-UP OF ARTICLE 15 PACKET: | DELIVERED 23 APR 03 |
| ▫ DATE AND TIME UNIT PICKED UP ARTICLE 15: | |
| ▫ CALL UNIT WITHIN 72 HOURS TO CHECK STATUS OF ARTICLE 15: | |
| ▫ DATE AND TIME OFFERED: | 23 Apr 03 @ 1730 |
| ▫ ACKNOWLEDGEMENT OF RECEIPT OF CHARGES AND ELECTIONS (to accept Article 15 or demand courts-martial): | 23 April |
| ▫ DATE MEMBER IS SERVED PUNISHMENT (block 6): | 29 April |
| ▫ DATE RETURNED TO SJA OFFICE: | " |
| ▫ REVIEW ALL SIGNATURES AND DATES (blocks 2, 3, 6 & 7) | " |
| ▫ IS PUNISHMENT LEGAL: | " |
| ▫ TRANSFER PUNISHMENT(S) FROM REQUEST SHEET ONTO 2627: | " |
| ▫ DATE PUNISHMENT IMPOSED: | " |
| ▫ UPDATE NJP LOG: | " |
| ▫ DID SOLDIER APPEAL AND IF SO WITHIN 5 DAYS: (YES/NO) | — |
| ▫ IF YES, DATE APPEAL SUBMITTED: | — |
| ▫ *DATE FORWARDED TO APPELLATE AUTHORITY (if applicable):* | — |
| ▫ *DATE ACTED ON BY APPELLATE AUTHORITY (if applicable):* | — |
| ▫ *DATE SOLDIER SIGNED ACTION ON THE APPEAL (if applicable):* | — |
| ▫ DATE ARTICLE 15 CLOSED OUT: | 29 April |
| ▫ DATE CLOSED OUT IN NJP LOG: | |
| ▫ COPIES: UNIT (1)/MPC/PSC/FAO(2)/RECONCILLIATION | |

DEPARTMENT OF DEFENSE
JOINT TASK FORCE GTMO
GUANTANAMO BAY, CUBA
APO AE 09360

JTF GTMO - SJA

14 April 2003

MEMORANDUM FOR MG Miller, Commander, JTF Guantanamo, Guantanamo Bay Cuba

SUBJECT: Legal Review, Informal AR 15-6 Investigation

1. I have reviewed the informal AR 15-6 investigation initiated on 10 April 2003, to consider actions taken by members of the 132nd MP CO and find no legal objection. The findings and recommendations are suitable fir consideration for final action.

2. The proceedings comply with all legal requirements of AR 15-6 and other applicable guidance (*e.g.*, Article 31, UCMJ). No errors are apparent on the face of this investigation.

3. There is sufficient evidence to support each finding by the Investigating Officer. Witness interviews were conducted which lend credible support to each and every finding.

4. The recommendations are consistent with the findings. The Investigating Officer's recommendations provide sufficient suggested corrective action.

[redacted]
LTC, USA
Staff Judge Advocate

# REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

*IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS*

## SECTION I – APPOINTMENT

Appointed by [redacted], USA, Chief of Staff
*(Appointing authority)*

on 10 APR 03 *(Date)* *(Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)*

## SECTION II - SESSIONS

The *(investigation) (board)* commenced at Guantanamo Bay, Cuba *(Place)* at 2000 *(Time)*

on 10 APR 03 *(Date)* *(If a formal board met for more than one session, check here ☐. Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.)* The following persons *(members, respondents, counsel)* were present: *(After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)*

The following persons *(members, respondents, counsel)* were absent: *(Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)*

The *(investigating officer) (board)* finished gathering/hearing evidence at 1200 *(Time)* on 14 APR 03 *(Date)*

and completed findings and recommendations at 1430 *(Time)* on 14 APR 03 *(Date)*

## SECTION III - CHECKLIST FOR PROCEEDINGS

| A. COMPLETE IN ALL CASES | YES | NO[1] |
|---|---|---|
| 1 Inclosures *(para 3-15, AR 15-6)* | | |
| Are the following inclosed and numbered consecutively with Roman numerals: *(Attached in order listed)* | | |
| a. The letter of appointment or a summary of oral appointment data? | | |
| b. Copy of notice to respondent, if any? *(See item 9, below)* | | X |
| c. Other correspondence with respondent or counsel, if any? | | |
| d. All other written communications to or from the appointing authority? | | |
| e. Privacy Act Statements *(Certificate, if statement provided orally)*? | | |
| f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered *(e.g., absence of material witnesses)*? | | |
| g. Information as to sessions of a formal board not included on page 1 of this report? | | |
| h. Any other significant papers *(other than evidence)* relating to administrative aspects of the investigation or board? | | |

*FOOTNOTES:* [1] Explain all negative answers on an attached sheet.
[2] Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

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| | | YES | NO | NA |
|---|---|---|---|---|
| | does the inclosure describe how they famil[iarize]d themselves with the evidence (para 3-2d, AR 15-6) | | | |
| 2 | Exhibits (para 3-16, AR 15-6) | | | |
| | a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report? | X | | |
| | b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit? | X | | |
| | c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit? | X | | |
| | d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated? | | | X |
| | e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)? | X | | |
| | f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record? | | | X |
| | g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)? | | | X |
| 3 | Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)? | | | X |
| **B.** | **COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS** *(Chapter 5, AR 15-6)* | | | |
| 4 | At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)? | | | |
| 5 | Was a quorum present at every session of the board (para 5-2b, AR 15-6)? | | | |
| 6 | Was each absence of any member properly excused (para 5-2a, AR 15-6)? | | | |
| 7 | Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)? | | | |
| 8 | | | | |
| **C.** | **COMPLETE ONLY IF RESPONDENT WAS DESIGNATED** *(Section II, Chapter 5, AR 15-6)* | | | |
| 9 | Notice to respondents (para 5-5, AR 15-6): | | | |
| | a. Is the method and date of delivery to the respondent indicated on each letter of notification? | | | |
| | b. Was the date of delivery at least five working days prior to the first session of the board? | | | |
| | c. Does each letter of notification indicate — | | | |
| | (1) the date, hour, and place of the first session of the board concerning that respondent? | | | |
| | (2) the matter to be investigated, including specific allegations against the respondent, if any? | | | |
| | (3) the respondent's rights with regard to counsel? | | | |
| | (4) the name and address of each witness expected to be called by the recorder? | | | |
| | (5) the respondent's rights to be present, present evidence, and call witnesses? | | | |
| | d. Was the respondent provided a copy of all unclassified documents in the case file? | | | |
| | e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? | | | |
| 10 | If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): | | | |
| | a. Was he properly notified (para 5-5, AR 15-6)? | | | |
| | b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)? | | | |
| 11 | Counsel (para 5-6, AR 15-6): | | | |
| | a. Was each respondent represented by counsel?<br>Name and business address of counsel:<br><br>*(If counsel is a lawyer, check here ☐ )* | | | |
| | b. Was respondent's counsel present at all open sessions of the board relating to that respondent? | | | |
| | c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)? | | | |
| 12 | If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6): | | | |
| | a. Was the challenge properly denied and by the appropriate officer? | | | |
| | b. Did each member successfully challenged cease to participate in the proceedings? | | | |
| 13 | Was the respondent given an opportunity to (para 5-8a, AR 15-6): | | | |
| | a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent? | | | |
| | b. Examine and object to the introduction of real and documentary evidence, including written statements? | | | |
| | c. Object to the testimony of witnesses and cross-examine witnesses other than his own? | | | |
| | d. Call witnesses and otherwise introduce evidence? | | | |
| | e. Testify as a witness? | | | |
| | f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)? | | | |
| 14 | If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)? | | | |
| 15 | Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)? | | | |

FOOTNOTES: [1] Explain all negative answers on an attached sheet.
[2] Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

**SECTION IV - FINDINGS** *(para 3-10, AR 15-6)*

The *(investigating officer) (board)*, having carefully considered the evidence, finds:

1. Neither [redacted] secured the door to Cell # 15 after returning [redacted] therein.

2. The door to Cell #15 was unsecured for approximately two hours without being noticed by any Sierra Block guard team member.

3 [redacted] was nearly successful in locking all four Sierra Block guard team members into Cell #21 because the entire guard team was standing in or near Cell #21 with their attention exclusively focused into the cell and on the search in progress.

4. The force used to subdue [redacted] was appropriate until he was shackled. [redacted] assaulted [redacted] after he was restrained by striking him with his fist.

5. Witness testimony indicates that, although infrequent, detainee cells have been left unlocked on prior occasions.

**SECTION V - RECOMMENDATIONS** *(para 3-11, AR 15-6)*

In view of the above findings, the *(investigating officer) (board)* recommends:

1. That the JDOG Commander consider appropriate administrative and/or disciplinary action against [redacted] for dereliction of duty under Article 92, UCMJ, and against [redacted] for assault against [redacted] under Article 128, UCMJ.

2. That refresher training in block safety and security procedures be provided to all JDOG personnel.

3. That all lockplates be painted a color that will sufficiently contrast the lockplate from the lock to ease visual inspection.

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. *(If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)*

[redacted]

(Recorder) (Investigating Officer) (President)

(Member) (Member)

(Member) (Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure ______, the undersigned do(es) not concur in the findings and recommendations of the board. *(In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)*

(Member) (Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/substitutions). *(If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)*

The findings and recommendations of the Investigating Officer are approved. Return to Colonel McQueen, JDOG Commander, for appropriate action as recommended by Investigating Officer.

GEOFFREY D. MILLER, MG, USA, COMMANDER

DA Form 1574, Mar 83

# EXHIBIT INDEX

1. Preliminary Report of Investigation – Prepared by [redacted] 12 APR 03
2. Diagram of Sierra Block – Prepared by [redacted] 12 APR 03
3. Diagram of Cell Lock Configuration – Prepared by [redacted] 12 APR 03
4. Sierra Block Log – 10 APR 03
5. Statement of [redacted] 132nd MP CO
6. Statement of [redacted] 132nd MP CO
7. Statement of [redacted] 132nd MP CO
8. Statement of [redacted] 132nd MP CO
9. Statement of [redacted] 132nd MP CO
10. Statement of [redacted] 132nd MP CO
11. Statement of [redacted] 132nd MP CO
12. Statement of [redacted] 132nd MP CO
13. Statement of [redacted] 132nd MP CO
14. Statement of [redacted] 132nd MP CO
15. Statement of [redacted] 132nd MP CO
16. Statement of [redacted] 132nd MP CO
17. Statement of [redacted] 132nd MP CO
18. Statement of [redacted] 132nd MP CO
19. Statement of [redacted] JDOG - Linguist
20. Statement of [redacted] 132nd MP CO

# Preliminary Report of Investigation
## Events on Sierra Block of 10 April 2003

Sierra Block Team:

[redacted]

Approximately 1630:

- [redacted] return [redacted] to cell 15. [redacted] belonged in cell 16.)
- [redacted] the shackle man and [redacted] holds the keys to the cell padlock.
- Neither man can conceive of not having locked the cell door.
- Neither staff can definitively state the door was locked.

*Examination of the cell and cell door by [redacted] upon arrival revealed the door to be open with the padlock engaged through the receiver under the lockplate. Both bean holes were closed and secured by D-rings. Videotape taken immediately after the event shows the same door configuration.*

1630 to 1830:

- Block team members rotate to chow.

Approximately 1830:

- [redacted] notices that detainee in cell 21 has contraband food. The detainee refuses to surrender the food to either [redacted]
- [redacted] returns from chow and is briefed by [redacted] about contraband in cell 21. [redacted] directs cell search.
- [redacted] place three-piece suit on detainee in cell 21 and move him to cell 29.
- [redacted] begins search of cell 21.
- Having secured the detainee in cell 29, [redacted] return to cell 21. [redacted] enters cell 21 and [redacted] stands in the doorway.

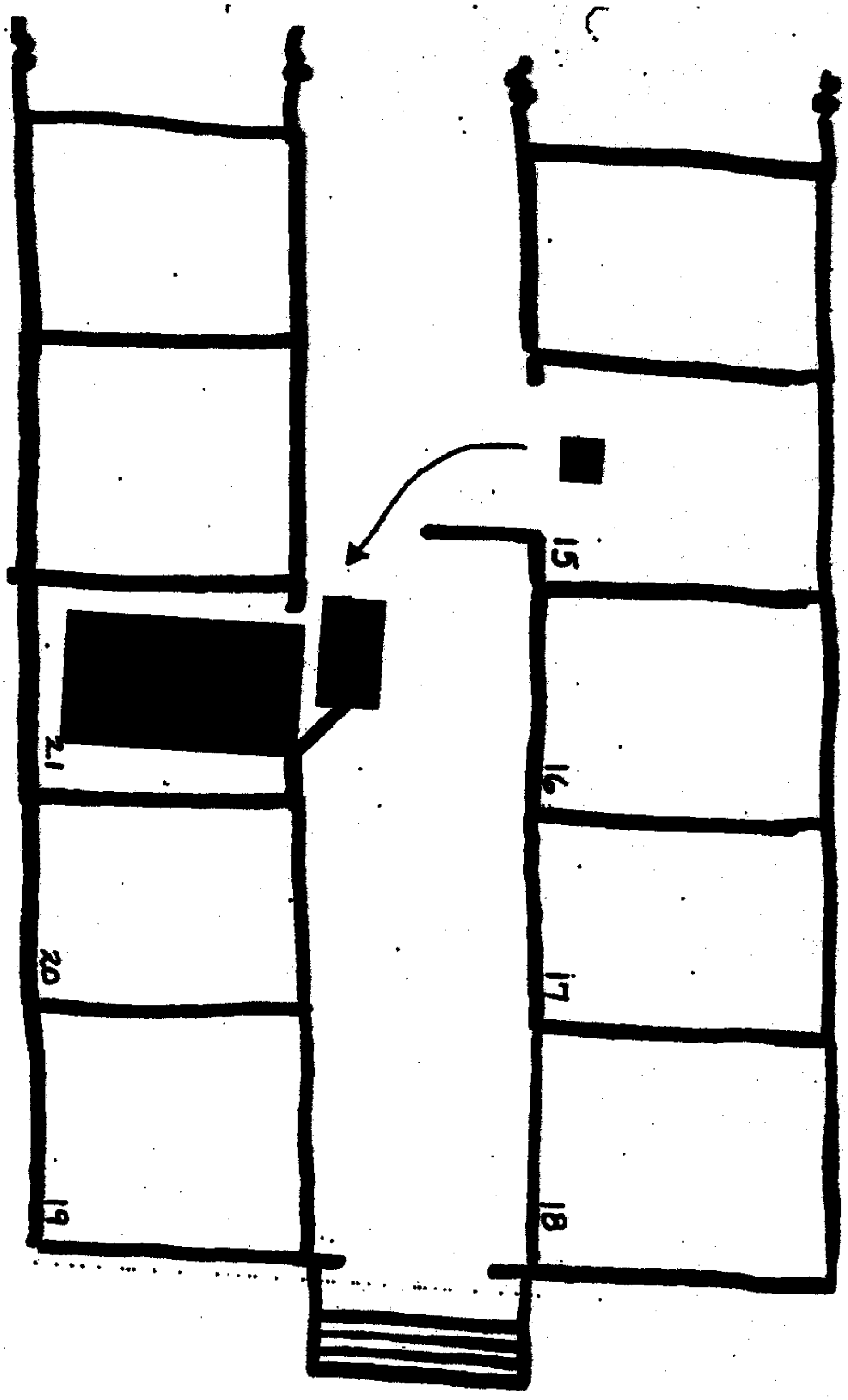
Approximately 1835:

- [redacted] are inside cell 21. [redacted] is standing in the doorway. [redacted] is standing outside but near the door. All the men are looking into the cell.
- [redacted] exits cell 15 and pushes [redacted] into cell 21.
- [redacted] prevents the door to cell 21 from being closed by forcing his arm outside. He squeezes his head and torso out of the cell and is punched in the face by [redacted] losing a tooth.
- The men push the door open and all four begin to subdue [redacted]

- [redacted] chomps his teeth into [redacted] arm and does not release until [redacted] twice strikes him in the head with his radio. *These blows likely cause the lacerations to the back of [redacted] scalp.*
- Others arrive and assist in subduing and shackling [redacted]
- Just as the shackling process is being completed, [redacted] becomes extremely agitated and begins yelling "you bit me! You bit me!". [redacted] strikes [redacted] and is immediately pulled away and assisted off the block.
- [redacted] is transported to medical.

Conclusions:

- Neither [redacted] secured the door to cell 15 after placing [redacted] therein.
- That the door to cell 15 was unsecured for approximately two hours went unnoticed by all Sierra block team members.
- [redacted] was nearly successful in locking all Sierra block team members into cell 21 because the men were all standing in or near cell 21 and their attention was focused into the cell and at the search being conducted.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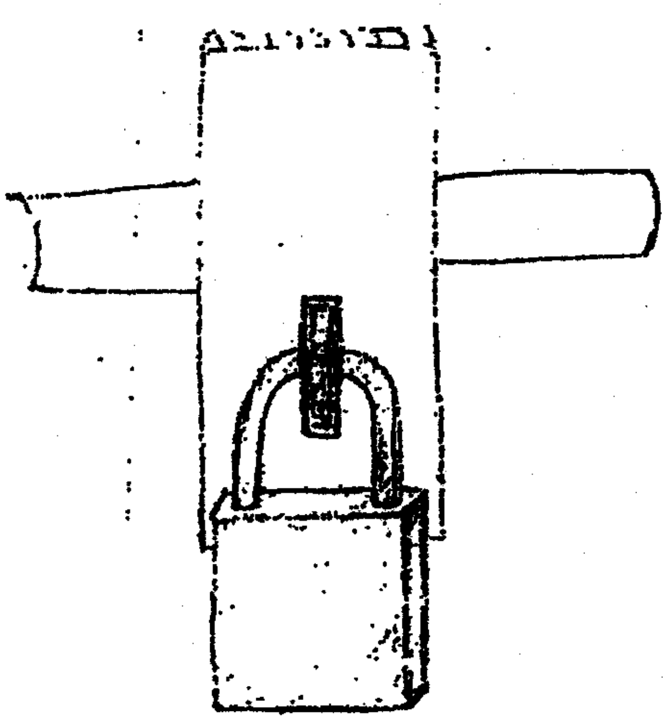
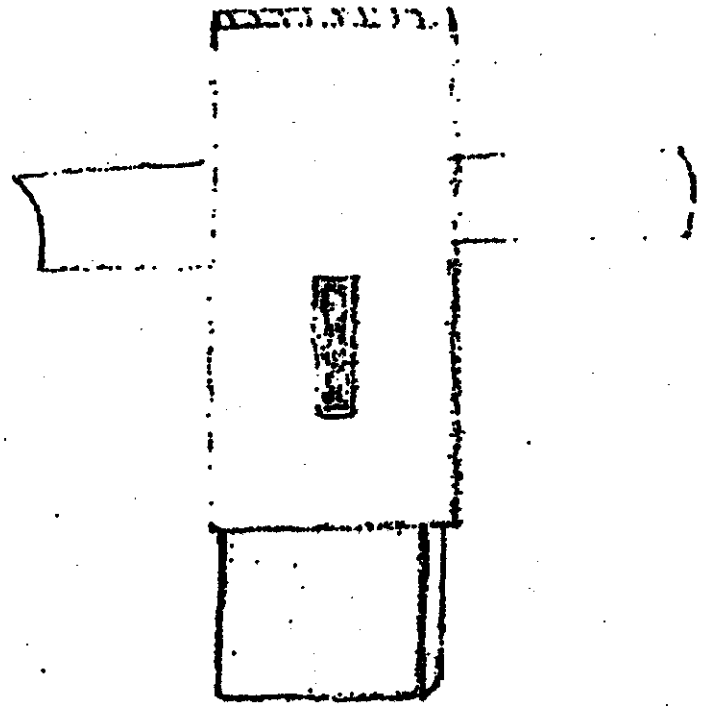


**SECURED**

1. LOCKPLATE DOWN OVER RECEIVER.
2. PADLOCK SHACKLE THROUGH RECEIVER.



**NOT SECURED**

1. PADLOCK SHACKLE THROUGH RECEIVER.
2. LOCKPLATE DOWN OVER PADLOCK AND RECEIVER.

10 April 03 (Day) 0600 - 1400

[redacted]

0600 Assumed Duties H 'S' Block. Head Count. 23 A. 23 P.
0601 Medics on block.
0604 Breakfast for the detainees arrived.
0605 PL2 on Block.
0610 - PL2 out of block.
0611 Medics out block.
0700 - Detainees # [redacted] refused shower and rec.
Important Detainee # [redacted] has a strict Diet. No Hot meal or MRE.
Note. his food Comes from DOC.
0909 Personal from Dental to see [redacted] and [redacted]
0915 Maintenance personal to fix [redacted] toilet.
0920 Maintenance personal out
0925 Medical escort taking [redacted] out to medical.
0927 Escort team ECRC-1 taking [redacted] to FCRC, he refused.
1001 Medic on block. S-18 refuse Medication
1100 Start the lunch procedures for detainees
1130 finish with lunch procedures
1200 Detainee # [redacted] request Arabic interpreter.
1235 Arabic interpreter on block.
1300 Head Count 23 A, 23 P.
1359 End OF Shift

Nothing Follows

EXHIBIT 4

[redacted]

1400 hrs Sumes 10 APR03 Thursday. 22

[redacted] Assumes DUTIES as Block SGT conducted HEAD-COUNT. 23A/23 P received keys assigned by [redacted], and [redacted]

1830- [redacted] take over block due to incident that occured. Refer to 1594 for information on today's activities.

2100- Chow served for detainees all refused except [redacted]

2135 - A photo copy of the 1594 will be at CPZ for reference

2225 - relieved by mids.

Nothing

Else

Follows

[redacted]

2200 Hrs   Mids   10 April 03

- [redacted]
assume duty as [redacted]
[redacted] at Hospital, [redacted] at Reservation.
All keys accounted for

- 2230 - Medic on block - [redacted]
refuse Meds
MWD 2300

- 2345 - SOG Enters block & Leaves 2350
- 0045 Commander of Guard on site
- 0545 Relieved by ~~[illegible]~~ DAYS

NOTHING TO FOLLOW

**SWORN STATEMENT**

For use of this form, see AR 190-45; the proponent agency is DCSOPS

**PRIVACY ACT STATEMENT**

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval

DISCLOSURE: Disclosure of your social security number is voluntary

| 1. LOCATION | 2. DATE (YYYYMMDD) | 3. TIME | 4. FILE NUMBER |
|---|---|---|---|
| Camp DELTA Sierra Block | [redacted] ... ID | [redacted] 2155 [redacted] | |

| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | 7. GRADE/STATUS |
|---|---|---|
| [redacted] | [redacted] | E-6 |

8. ORGANIZATION OR ADDRESS

132nd MP Co

9. [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On [illegible]. Around 1835 I [redacted] came back to Sierra block from chow and was informed by [redacted] That [redacted] had MRE peanuts in his cell eating them. When asked to give The peanuts to him The Detainee Refused I'm not Done with Them. I instructed [redacted] : [redacted] To get a 3 piece suit, and That we were going To search [redacted] cell for any more contraband. [redacted] : [redacted] Then placed The Three piece suit on The Detainee Then escorted [redacted] To [redacted] To The [illegible] of my memory. I Began The cell search and found A of contraband (crackers, ear plugs letters, and peanut butter) while I was still performing The cell search, To my best memory [redacted] came in The cell To help with The search. I was look under The Bunk when all of The sudden out of The corner of my eye, I saw [redacted] fly In To The cell. I look a Detainee out side of The Towards To Door and I saw The hatch with out Releasing IT, ALL Door Trying To close The cell. I Then pushed The Door w (one of us was In The cell) until I got my Arm outside All of my might (also had help) The Door. I Forced my way out At That Time The De Punch me In my mouth Breaking out my Bridge work (i cutting my upper Lip.

| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT | PAGE 1 OF 2 |
|---|---|---|
| | [redacted] | |

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 — DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp DELTA DATED 2003 Apr 10

9. STATEMENT (Continued)

From my Best memory [redacted] grabbed The Detainee around his neck (Head lock) [redacted] & [redacted] took To The Detainee Down To The Floor. The Detainee was Fighting [redacted] Then. As If he Really wanted To hurt us. [redacted] took The Radio and called FOR Back up. Once The Detainee was somewhat secure [redacted]. Everything happened so fast were hard To believe. we All spread each other. I Don't know how The Detainee Lived In my opinion got out of his cell. //

End of Statement [redacted] //

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of April 2003 at Camp Delta, Guantanamo Bay, Cuba.

ORGANIZATION OR ADDRESS

[redacted]

(Signature of Person Administering Oath)

[redacted]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (b) (4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

PAGE 2, DA FORM 2823, DEC 1998

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

## PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Camp Delta Guantanamo Bay
2. DATE (YYYYMMDD): 200304 [redacted]
3. TIME: 2055
4. FILE NUMBER: [redacted]

5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]

8. ORGANIZATION OR ADDRESS: 139th MP CO

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I [redacted] while participating in acell [redacted] almost locked up in acell by Detainee [redacted] with [redacted] Block [redacted] and [redacted] stopped said Detainee from closing door. [redacted] subduing [redacted] detainee to floor. [redacted] GRABBED Detainees Legs and pulled them out from under him, [redacted] on detainee's Back when he was on flock until back up arrived, [redacted] holding onto detainee so he could not get up. Back-up had to grab [redacted] to make [redacted] let go by the arm. [redacted] Then Got up and tried to help with [redacted] but was told to go back to Block and help [redacted] team mates.

Nothing Follows [redacted]

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 — DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp IWHA Guantanamo Bay, Cuba DATED DEC 3 04 1C

9. STATEMENT (Continued)

NOT

used

[redacted]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of Apr 2003 at Camp Delta Guantanamo Bay Cuba

[redacted]

(Signature of Person Administering Oath)

[redacted]

(Typed Name of Person Administering Oath)

Art 136 (b) (4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary. [redacted]

| 1. LOCATION | 2. DATE (YYYYMMDD) | 3. TIME | 4. FILE NUMBER |
|---|---|---|---|
| Camp Delta (Brown bldg) | 2003/MAY/16 | 2054 hrs | |

| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | 7. GRADE/STATUS |
|---|---|---|
| [redacted] | [redacted] | [redacted] |

8. ORGANIZATION OR ADDRESS
13?? MP CO

9. [redacted] , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

While manning "S" Block [redacted] observe S-21 with more food and apple from lunch [redacted] asked him to give it [redacted] he said no [redacted] then told [redacted] a.i he asked S-21 to give the food, he said no. The block Sgt ( [redacted] returned from [redacted] briefed him about S-21 and he said lets search his cell. We then shackled [redacted] took him to another cell [redacted] left [redacted] with him so [redacted] could go back and confirm the things [redacted] had sir [redacted] initially saw him. [redacted] and [redacted] were all searching the cell [redacted] took the contraband and was about to exit the cell when a detainee [redacted] charged the door and trying to lock us inside [redacted] kicked the door and yelled, [redacted] came beside [redacted] a put his weight on the door, we succeeded in opening

| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT | PAGE 1 OF 2 |
|---|---|---|
| | [redacted] | |

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta [redacted] DATED 2005 Apr 18

9. STATEMENT (Continued) the door. [redacted] Charged the detainee and was struck in the mouth by the detainee. the rest of us came behind [redacted] trying to take the detainee to the floor. I had his head and left arm, he [redacted] started biting me and I struck him with the radio twice. then I got in the radio and called for help and medical. After everyone showed up I was called off the block. /// End of Statement /

[redacted]

Nothing follows [redacted] 18 April 2005

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF P[redacted]

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18 day of April, 2005 at (Camp Delta / [illegible] bldg)

[redacted]

ORGANIZATION OR ADDRESS

[redacted]

(Typed Name of Person Administering Oath)

Art. 136 (b)(4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

PAGE 3, DA FORM 2823, DEC 1998

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

## PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

| 1. LOCATION | 2. DATE (YYYYMMDD) [redacted] | 3. TIME [redacted] | 4. FILE NUMBER |
|---|---|---|---|
| "S" Block Camp Delta | 2003 0410 | 1830 | |
| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | 7. GRADE/STATUS | |
| [redacted] | [redacted] | [redacted] | |

8. ORGANIZATION OR ADDRESS

172nd MP Co GTMO, Cuba Camp Delta II

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Upon returning from being called for a possible IRF on "N" block, I went to the
I took over the cuffing
shower and Rec area, to help continue with shower and Rec.
of the detainees. Detainee [redacted] and [redacted] ...) were in the Rec yard, but refused
Shower. While in the Rec yard, Detainee [redacted] had been told twice by
[redacted] not to practice martial arts while in the Rec yard. Detainee [redacted]
and detainee [redacted] -) were both properly secured in a 3piece suit before
the rec door was open. 3piece suit was put on through the bean holes in the Rec
door, and each detainee was moved one at a time. They were the last 2 detainees
for shower & Rec. Being the shackleman, I was responsible in shackling and
un shackling the detainees through the bean hole. I do not remember who
assisted me in moving the detainees to the cell. They were responsible for
locking the cell door. However, I would not of left them without knowing the
the detainee was properly secure in there cell. Upon walking the block, we
noticed several detainees had Items in there cells that were not authorized for
Level 4 detainees. We made some notes on each one, waiting to secure
the items until All members of the block had returned from chow.
[redacted] had the most contraband, therefore we decided to do him first
we put him in A 3piece suit through the bean hole, and secured him in an
empty cell Approx. 7-10 cells away. He was locked in the cell, still in his
3piece suit. Upon entering [redacted] cell, [redacted] went in, [redacted]
[redacted] went in, and I went in. [redacted] was at the door way of the cell.
I immediatly looked in the toilet and Flushed it. I then bent down to look
UP under the bed when I noticed Detainee [redacted] push [redacted]
into the cell from behind, and attempt to lock us in.

| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT | PAGE 1 OF 2 PAGES |
|---|---|---|
| | [redacted] | |

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ____ TAKEN AT ____ DATED ____"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta I DATED 20030410

9. STATEMENT (Continued) [redacted] began to push against the door causing it to swing open. The door swung to the left, causing them to almost fall out towards the Right, which Knocked Detainee [redacted] towards the left. I came out of the cell, Detainee [redacted] was standing there ready to fight. I charged him swinging as he did to me. At that time, [redacted] and [redacted] then charged the detainee [redacted] from the left. Detainee [redacted] was fighting us with a major vigilance. He was punching, kicking, biting. At this time, other detainees were yelling. We got [redacted] to the ground. He was still fighting, Kicking and Biting. Either [redacted] was radioing in for assistance. Within about a minute, a few escort teams came in with shackles and as they shackled the part of him we were holding, we were told to get back, as they now had control. He fought the whole time. As we were walking off the Block, about 60 MPs Rushed in to help regain control of the block, making sure that All bean holes and locks were properly secured. ///. [redacted]

End of Statement ——///

[redacted]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2003 at Camp Delta I

[redacted]

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted]

(Typed Name of Person Administering Oath)

ART 136(b)(4), UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

## PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: CAMP DELTA – SIERRA BLOCK
2. DATE (YYYYMMDD): 2003 04 1[illegible]
3. TIME: 2036
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]
8. ORGANIZATION OR ADDRESS: JTF-GTMO (132nd MP Co.)

9. I, [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: ON 1[illegible] APRIL 2003, [redacted] [illegible] AND I RESPONDED TO A DIFFERENT CALL FROM SIERRA BLOCK. WE WERE LEAVING [illegible] BLOCK AFTER A COMPLETED ESCORT. AT THE TIME, [redacted] I DID NOT KNOW WHAT THE CALL WAS FOR, I JUST RAN TO SIERRA BLOCK. WHEN I ARRIVED, [redacted] WAS STANDING IN FRONT OF THE BLOCK W/ BLOOD FROM HIS MOUTH, WAVING EVERYONE ONTO THE BLOCK. THE DETAINEE WHO I DID NOT RECOGNIZE AT THE TIME (I KNEW HE WAS A DETAINEE, BUT I DIDN'T RECOGNIZE HIS FACE AT THE TIME) WAS BLEEDING PROFUSELY AND WAS PINNED TO THE FLOOR BY [redacted] ~~[illegible]~~ [redacted], I SECURED THE DETAINEE'S ARMS. I PROVIDED THE SHACKLES USED TO RESTRAIN THE DETAINEE. AFTER THE DETAINEE WAS SHACKLED, [redacted] BEGAN TO SCREAM OBSCENITIES AT THE DETAINEE. [redacted] HEARD THE OBSCENITIES, AND TRIED TO REMOVE [redacted] THE BLOCK. I PUSHED [redacted] AND WRAPPED MY ARMS AROUND [redacted] AND CARRIED HIM OFF THE BLOCK. SOMEONE (NO IDEA, [illegible]) [illegible] THE [illegible] TO THE BLOCK RIGHT BEHIND ME. I GRABBED ANOTHER SET OF SHACKLES (RESTRAINTS) [illegible] THE [illegible] HANGING [illegible] SALLY PORT DOOR AND ENTERED THE BLOCK. WHEN I MADE IT TO THE DETAINEE, [redacted] HAD HIM PINNED TO THE FLOOR. THE DETAINEE BEHIND (STILL IN HIS CELL) BEGAN TO YELL TO OTHER BLOCKS. I TAPPED HIS HEAD [illegible] TO GET HIS ATTENTION, TOLD HIM TO CALM DOWN, AND GAVE HIM THE [illegible] OF [illegible]. I [redacted] SECURED THE DETAINEE'S LEGS (THE [illegible] ONE) AND BEGAN TO CARRY HIM OFF THE BLOCK [illegible] OF THE BLOCK WITH HELP FROM OTHER MEDICAL PERSONNEL [illegible] THERE TO MEET US ALONG WITH AN [redacted] WITH A VIDEO CAMERA AND NO BDU CAP. THE DETAINEE WAS ESCORTED TO THE MEDICAL BUILDING ON A GURNEY, BY MYSELF, [redacted] [illegible] OTHERS. WE [illegible] [redacted] (I) REMAINED WITH THE DETAINEE WHILE HE WAS TREATED. WE WERE RELIEVED BY [redacted] [illegible] [redacted]. WE WERE THEN DEBRIEFED BY [redacted]

NOTHING FOLLOWS [redacted]

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]

PAGE 1 OF 2

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT CAMP DELTA DATED 10 APRIL 2003

9. STATEMENT (Continued)

NOTHING FOLLOWS

NOT USED [redacted]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, [redacted] INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of April, 2003 at Camp Delta, Guantanamo Bay, Cuba

[redacted]

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted]

(Typed Name of Person Administering Oath)

Art 136 (b) (4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

PAGE 2, DA FORM 2823, DEC 1998

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

## PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

| 1. LOCATION | 2. DATE (YYYYMMDD) | 3. TIME | 4. FILE NUMBER |
|---|---|---|---|
| Camp Delta | 10APR03 [redacted] | 2032 [redacted] | |
| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | | 7. GRADE/STATUS |
| [redacted] | [redacted] | | [redacted] |
| 8. ORGANIZATION OR ADDRESS | | | |
| 132nd MP CO | | | |

9. [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 10 APR03 while performing my duties as [redacted] at Camp Delta. My Par [redacted] and I were coming out of Lima block in Camp Delta II, I heard a cal over the radio from [redacted] saying "Sierra Block, we have one out". Upon hearing the call [redacted] and I [redacted] was let off of Lima block and ran to Sierra Upon entering the block we met [redacted] who was bleeding from the mouth, pointing inside. We ran inside and saw the Detainee on the floor resisting being held down by [redacted] I ran to the Left Side of the Detainee and secured his back and arm. I remember seeing [redacted] Securing a leg [redacted] was Applying the cuffs. Once medical arrived the Detainee was taken out the rear of the block and put on a stretche and taken to medical. Medical then Assumed Control of caring for the Detainee. End of Statement [redacted]

| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT [redacted] | PAGE 1 OF 1 |
|---|---|---|

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

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DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta DATED 10 APR 03

II. STATEMENT (Continued)

Did

not

use [redacted]

AFFIDAVIT

I, [redacted] ____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of Apr 2003 at Camp Delta, Guantanamo Bay Cuba.

ORGANIZATION OR ADDRESS

[redacted]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (b)(4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

**SWORN STATEMENT**

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

**PRIVACY ACT STATEMENT**

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Camp Delta

2. DATE (YYYYMMDD): 2003 04 11

3. TIME: 00:24

4. FILE NUMBER:

5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]

6. SSN: [redacted]

7. GRADE/STATUS: [redacted]

8. ORGANIZATION OR ADDRESS: 132d MP CO

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At aprox. 18:30 while sitting in chow tent I hear a frantic call for help of the radio. It took a second for me to figure out what was said. But I knew it [redacted] was "Sierra" block and something was wrong. My SGG [redacted] & I were up and running to the block instantly. When I arived there was 10 to 15 MPs on the block. I went up the steps and down the teir and saw five MPs securing the detainee which was still struging. I noticed that there was a good bit of blood on the teir floor so I called for medical. [redacted] was one of the MPs ~~that~~ securing the detainee. [redacted] was upset and angree and was yelling and at the detainee. At which time MPs pulled him and proceded to take him out of the area to cool down. I then started clearing people ~~out of the~~ [redacted] off the teir and Medical and behind them was an MP w/ a gerne I intructed them both to around the block to the back. I went back down the teir m the MPs securing the detainee were taking him out the back to medical. I then apointed [redacted] as the new block NCO and him to keep everyone out of the area were the incident happen. [redacted] took the soldiers that had blood on them to get che out by medical and I told [redacted] to run the block as he At that [redacted] time I left the block to check on the soldiers.

of Statement!

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 2

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 — DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta DATED 4/11/03

9. STATEMENT (Continued)

Not used

AFFIDAVIT

I, [redacted] , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2 . I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF [redacted] EMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOU[redacted]L, OR UNLAWFUL INDUCEMENT.

[redacted]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11 day of Apr 03 at Camp Delta

ORGANIZATION OR ADDRESS

[redacted]
(Signature of Person Administering Oath)

[redacted]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (b)(4) UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

PAGE 2, DA FORM 2823, DEC 1998

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: CAMP DELTA II
2. DATE (YYYYMMDD): 2003 APR 10 [redacted]
3. TIME: 1825 [redacted]
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN:
7. GRADE/STATUS: [redacted]
8. ORGANIZATION OR ADDRESS: [illegible] MP CO [illegible] CAMP DELTA

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON THE ABOVE DATE AT APPROXIMATELY 1825 HRS. I WAS ASSIG TO CAMP II IN THE POSITION OF THE SOG FOR CAMP 2/3. MYSELF ALONG WITH [redacted] WAS GETTING CHOW. W HEARD SOMEONE FROM SIERRA BLOCK CALL FOR ASSISTANCE WAY OF RADIO. WE RAN TO SIERRA BLOCK WHERE WE OBSERVED SEVERAL MP'S ATTEMPTING TO RESTRAIN A DETAINEE WITH THREE PIECE SUIT. THE DETAINEE CONTINUED TO RESIST PHYSIC I RECALL [redacted] BEING INVOLVED WITH PHYSICAL CONTACT WITH THE DETAINEE. THE DETAINEE WAS ADVISED SEVERAL TIMES BY MYSELF ALONG WITH OTHERS STOP RESISTING. THE DETAINEE DID NOT COMPLY WITH TH INSTRUCTIONS. THE MP'S WERE ABLE TO SECURE THE RESTI UPON THE DETAINEE. I OBSERVED WHAT APPEARED TO ME THAT [redacted] WAS EMOTIONALY UPSET. I REQUE FOR HIM TO BE ESCORTED FROM THE BLOCK. I CONTINUED DIRECT MP'S ALONG WITH OTHER SOLDIERS INTO SECURE POSTS IN AND AROUND SIERRA BLOCK. [redacted] ASSISTED W/ THIS DIRECTION. I OBSERVED THE DETAINEE BLEEDING FROM ABOUT THE HEAD AND FACE AREA. THE DETAINEE WAS LOCATED THE MIDDLE OF THE CELL BLOCK FLOOR TOWARDS THE SHOWER AND REC YARD, NEAR CELL 15 OR 17. MEDICAL PERSONNEL ARRIVED ALONG WITH OPERATION PERSONNAL. THE DETAINEE W REMOVED FROM THE BLOCK AND TAKEN TO THE CLINIC BY WAY O GURNEY. I DIRECTED ALL MP'S INVOLVED TO BEGIN A FORM D SWORN STATEMENT. /// END OF STATEMENT ///

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [redacted]
PAGE 1 OF ____

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 — DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF TAKEN AT DATED

9. STATEMENT (Continued)

[redacted]

NOT USED

AFFIDAVIT

[redacted] , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11 day of Apr, 03 at Camp Delta

[redacted]

ORGANIZATION OR ADDRESS

[redacted]

(Typed Name of Person Administering Oath)

Art 136 (b)(4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

PAGE 3, DA FORM 2823, DEC 1998

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Camp Delta #2 Sierra Block
2. DATE (YYYYMMDD): 20030410 [redacted]
3. TIME: 2118
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]
8. ORGANIZATION OR ADDRESS: 132nd MP CO
9.
I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 10 April 2003, I [redacted] Assigned to Lima Block Responded to emergency on Sierra Block. When I Arrived on the block I Assisted in holding detainee [redacted] on the Floor while the restraints were being Applied. After the Restraints were applied I grabbed the detainee by his Left Shoulder And help escort the detainee From the rear of the block. When we Arrived At Sierra Gate A Gurney was waiting And we place the detainee on the Gurney. I Assisted in escorting the detainee to Medical where I was Relieved to return to the block. [redacted]

//// End OF Statement ///

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [redacted]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT ____ TAKEN AT ____ DATED ____"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NU MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT 2118 [redacted] DATED 10 April 03 [redacted]

9. STATEMENT (Continued)

Nothing Follows

AFFIDAVIT

I, [redacted] , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2 . I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, [redacted]T.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April , 2003 at [redacted]

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

[redacted]

ORGANIZATION OR ADDRESS

132nd MP Co ART136 (b)(4) UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

DA FORM 2823, DEC 1998

PAGE 2 OF 2 PAGES

USAPA V1.00

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Camp Delta Prison Facility

2. DATE (YYYYMMDD): 2003 04 10 [redacted]

3. TIME: 2035 [redacted]

4. FILE NUMBER:

5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]

6. SSN: [redacted]

7. GRADE/STATUS: [redacted]

8. ORGANIZATION OR ADDRESS: 193rd MP Co

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 10 April 03 I was running the radio on "O" block. I heard on the radio " We have a detainee out on Sierra block." I then went running to the caneway where [redacted] opened Oscar block to let me out so I could go to Sierra block. I ran up onto the bk where [redacted] and other MP's had the Detainee already on the ground without handcuffs or legirons on. I secured the right leg while [redacted] applied the leg restraints on. We then secured the Left and Right hands behind his back. [redacted] then asked me and whoever was on the Right leg to bring the legs up to secure them to the handcuffs. The detainee began to kick, but then cooperated after being told to do so by the SGT [redacted]. Once secured [redacted] began screaming and Yelling @ the detainee "you bit me, you bit me". [redacted] then jumped onto the detainee and began hitting him. The MP's on the b pulled [redacted] off and out of the area. We then picked the detainee up and c him outside thru the back of the block. A stretcher was waiting there with ... to attend to the bleeding detainee. We then rolled him out onto the caneway whe [redacted] took my place and escorted him to medical. [redacted] Nothing else follows ———

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta DATED 2003 04 10

9 STATEMENT *(Continued)*

This Page Intentionally [redacted] Left Blank

AFFIDAVIT

I, [redacted] , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT [redacted] BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

*(Signature of Person Making Statement)*

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 7th day of April 2003 at Camp Delta, Guantanamo Bay, Cuba

[redacted]

*(Signature of Person Administering Oath)*

[redacted]

*(Typed Name of Person Administering Oath)*

Art 136 (b) (4) UCMJ

*(Authority To Administer Oaths)*

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

*PAGE 2, DA FORM 2823, DEC 1998*

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

| | | | |
|---|---|---|---|
| 1. LOCATION Camp delta "S" block | 2. DATE (YYYYMMDD) 2003 04 10 [redacted] | 3. TIME 2117 [redacted] | 4. FILE NUMBER |
| 5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted] | 6. SSN [redacted] | | 7. GRADE/STATUS [redacted] |
| 8. ORGANIZATION OR ADDRESS 132nd MP Co. | | | |

9. [redacted] , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

[redacted] While working as a M.P. on "M" Block I heard "S" block come over the radio that a detainee was [struck out] Loose on the block and I went to "S" Block when I got their Detainee ISN [redacted] was on the floor and Being put in restraints I went to the front of the Cell Block to get gloves Because the detainee and other MP's were bleeding. [redacted] was involved from the Beginning and I saw that [redacted] was in holding down [redacted] His I told him I would replace [struck out] in holding down the detainee upper torso. we were directed to carry the detainee out the Back of the Cell block and around to the front, when we made it to the front a gurney was waiting along [redacted] with medical staff and the detainee left the Block.

/// END OF STATEMENT ///

| | | |
|---|---|---|
| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT [redacted] | PAGE 1 OF 1 PAGES |

*ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT ____ TAKEN AT ____ DATED ____*

*THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.*

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE USAPA

STATEMENT OF [redacted] TAKEN AT 2117 ws. DATED 10 APR 05

9. STATEMENT (Continued)

Not USED

I, [redacted] AFFIDAVIT

WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, [redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2005 at [redacted]

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ART. 136 (b)(4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 3, DA FORM 2823, DEC 1998

PAGE OF PAGES

USAPA V1.00

# SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.

**ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

**DISCLOSURE:** Disclosure of your social security number is voluntary.

| 1. LOCATION | 2. DATE (YYYYMMDD) [redacted] | 3. TIME [redacted] | 4. FILE NUMBER |
|---|---|---|---|
| [redacted] Camp Delta ?, GTM. Bay, Cuba | 2003 APRIL 18 | 21:15 | |
| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | | 7. GRADE/STATUS |
| [redacted] | [redacted] | | [redacted] |
| 8. ORGANIZATION OR ADDRESS | | | |
| 132nd M.P. CO. | | | |

9. [redacted] , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: [redacted]

On 18 April 2003 I went to sign out rest cigars from Dsc. 2 when someone stepped out of an office across from DSC. 2, And I heard over the radio, "HELP, HELP, HELP we have a detainee out on [redacted] 5-block". I left Dsc. 2 and went to see if I could help. When I arrived I saw several soldiers in a group. I told the [redacted] soldier working the sally port to bring the key and lock the Block door. I waited until the door was secure and then turned and started towards the group of soldiers who were crouched down on the floor. I then saw a soldier make a sudden movement and then was pushed and being held by the cell block walls and then pushed down the floor. I met them and heard someone say "Get him off the Block". I helped [redacted] off the block at that time. We got [illegible] out into the yard and then [redacted] was yelling for the key to the sally saying the Lt. wanted in. I got the key and opened the sally port and then tried to get [redacted] to exit the block. He was in a cage and yelling get your hands off me. I thought nothing of it because of the situation. [redacted] Ordered [redacted] to Leave the block. The Lt. then stayed a second time Leave the block in one min. [redacted] started yelling, "And what, And what" at the [redacted], myself and others were able to convince [redacted] then Leave. We Escorted him [illegible] And locked the sally port gate. I went to [redacted] to check on my [illegible]. As I write this statement, I remember [redacted] speaking I don't recall what [illegible] [illegible] looked Like.. His mouth was Bleeding and it looked like several teeth were missing [redacted]

| 10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT [redacted] | PAGE 1 OF 2 PAGES |
|---|---|---|

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [illegible] TAKEN AT [illegible] DATED 18 [illegible]/03..

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT [illegible] DATED [illegible]

9. STATEMENT *(Continued)*

NOT USED

AFFIDAVIT

[redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

*(Signature of Person Making Statement)*

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this [illegible] day of April, 20[illegible] at Camp Delta, Gitmo Bay, Cuba

[redacted]

*(Signature of Person Administering Oath)*

ORGANIZATION OR ADDRESS

[redacted]

*(Typed Name of Person Administering Oath)*

1SG 132nd MP Co MTI

*(Authority To Administer Oaths)*

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

*PAGE 2, DA FORM 2823, DEC 1998*

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

### PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately

**ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval

**DISCLOSURE:** Disclosure of your social security number is voluntary. [redacted]

1. LOCATION: Camp Rdhs - "S" - Block
2. DATE (YYYY[redacted]: 2003 04 10
3. TIME [redacted]: 1930 / 1937
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]
8. ORGANIZATION OR ADDRESS: 438th MP Co.

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

that approximately 1855 hrs on the tenth(10th) day of April, year 2003, that
I was working on "T"-block when I heard the next block over yelling and
screaming, Then I heard on the radio yelling, "we need some fucking help, get the
fuck over to "S" block", At that time I ran over to "S" block to see if
I could help I counted at least 15-25 MP's on the block already.
I ran down the block [redacted] were all the focus was, I saw a detainee
on the ground with [redacted] MP's on top of him trying to secure him,
I wanted to know what I could do to help so I took initiative and closed
off both end doors. I didn't lock them cause I didn't have a key, After closing
the back door off, I saw [redacted] MP grab another MP and escort him off the block
for what reason I don't know, Then I went back down the block and met
[redacted] he had blood covering his mouth I stopped him and asked him
if he were alright he said he was fine but I noticed he was missing
a front tooth, After he walked off I went back to see if I could do
any thing else, [redacted] instructed me to take down all cell block numbers
that was yelling during the incident, they are as follows, [redacted]:
[redacted] they were chanting "Allah-wakbar." After I did
that I stationed myself at the rear door (After the detainee was escort.
off the block) and made sure no one came in or out of the rear door
so as not to walk in blood, There was a puddle of blood on the
floor in the middle of the tier, I assume some of it was from [redacted]
[redacted] After all had been clear and there was no more need for my
presence, I asked [redacted] to get one of his soldiers to relieve me so I
could return to my block, At that time [redacted] took my place.

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF [redacted] PA

*ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT ___ TAKEN AT ___ DATED ___*

*THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUM MUST BE BE INDICATED.*

DA FORM 2823, DEC 1998 DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT 1904 hrs. DATED 2003 04 10

9. STATEMENT (Continued)

at the rear entrance. that concludes my statement at this time

END STATEMENT

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of APRIL, 2003 at CAMP DELTA GTMO CUBA

ORGANIZATION OR ADDRESS

[redacted]

(Signature of Person Administering Oath)

[redacted]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ART 136(B)(4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

DA FORM 2823, DEC 1998 USAPA V1.00

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

### PRIVACY ACT STATEMENT

| | |
|---|---|
| AUTHORITY: | Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN). |
| PRINCIPAL PURPOSE: | To provide commanders and law enforcement officials with means by which information may be accurately identified. |
| ROUTINE USES: | Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. |
| DISCLOSURE: | Disclosure of your social security number is voluntary. |

| 1. LOCATION | 2. DATE (YYYYMMDD) | 3. TIME | 4. FILE NUMBER |
|---|---|---|---|
| S-Block Camp America | 03 04 23 [redacted] | 1930 HRS [redacted] | |

| 5. LAST NAME, FIRST NAME, MIDDLE NAME | 6. SSN | 7. GRADE/STATUS |
|---|---|---|
| [redacted] | [redacted] | E-6 |

8. ORGANIZATION OR ADDRESS
732 MP Co.

9.
I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 10 April 03 I was working on A-Block as the Block SGT. I heard a loud and screaming voice come across the radio saying. I have one out on S-Block this is not a mass casualty. I then ran to my gate and was let out by the Sally Port. I ran to S-Block where I was approached by [redacted] who had a busted up mouth, I then ran to the Block where I saw [redacted] and [redacted] struggling with a detainee in the center of the Block. I assisted them in a take down of the detainee, [redacted] I then put a 3 piece suit on him before he was taken expeditiously to medical where he was treated for a laceration to the head. The detainee was not shackled at the time.

| End of Statement |

[redacted]

Q. Was there any conclusion from the MPs that you overheard [redacted]

A [redacted]: No, there was not.

Q. [redacted]: Was there any MP striking or kicking after he was already o

A: Yes, sir, [redacted]

Q: [redacted]: What was the other MPs' response?

A: [redacted]: They immediately tried to pull him off; I stayed on to remain secured.

10. EXHIBIT | 11. INITIALS OF PERSON MAKING STATEMENT [redacted] | PAGE 1 OF 2

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED

DA FORM 2823, JUL 72, IS OBSOLETE

STATEMENT OF [redacted] TAKEN AT Camp Delta I DATED 10APR03

9. STATEMENT (Continued)

/// Nothing Follows ///

[redacted]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE ______. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THE STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2003 at 5-Block Camp Delta [redacted]

ORGANIZATION OR ADDRESS

[redacted]
(Signature of Person Administering Oath)

[redacted]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is DCSOPS

### PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Camp D S block
2. DATE (YYYYMMDD): 20030410 [redacted]
3. TIME: 1900
4. FILE NUMBER: [redacted]
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: E-3
8. ORGANIZATION OR ADDRESS: JDOG - LINGUIST

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On April 10 2003 I observed a detainee outside of his cell on S-block. At the time I got on the block, + several guards were trying to hold down the detainee who was puting up heavy resistance. The detaine was covered in blood, as were some of the guards. After the situation was under control, th detainee was taken to the clini

Nothing follows [redacted]

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [redacted]
PAGE 1 OF

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ______ TAKEN AT ______ DATED ______"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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STATEMENT OF TAKEN AT DATED

9. STATEMENT (Continued)

AFFIDAVIT

I, ______, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE ______. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, [redacted] INFLUENCE, OR UNLAWFUL INDUCEMENT

[redacted]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2003 at Guantanamo Bay, Cuba

ORGANIZATION OR ADDRESS

[redacted]
(Signature of Person Administering Oath)

[redacted]
(Typed Name of Person Administering Oath)

Art. 136(b)(4) UCMJ
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PA

## SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately

ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Sierra Block

2. DATE (YYYYMMDD): 20070416 [redacted]

3. TIME: [redacted] 1758

4. FILE NUMBER:

5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]

6. SSN: [redacted]

7. GRADE/STATUS: [redacted]

8. ORGANIZATION OR ADDRESS: 190 MP Co

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was watching [redacted] exercising in rec yard.
At 1616 hrs [redacted] started doing Martial Arts (Kicks)
I [redacted] instructed [redacted] ([redacted]) to stop doing
Martial Arts. Detainee Complied, then acouple minutes Later
started Martial Arts (Kicks, blocks and Punches) again.
I [redacted] told [redacted] ([redacted]) to stop a second time
S-75 ([redacted]) Complied again then started again.
Recreation time was finished so we removed him from
Rec yard, to place him in Shower,
So movement was to cell. Shower was Refused
Nothing follows [redacted] ...

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT ____ TAKEN AT ____ DATED ____"

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STATEMENT OF [redacted] TAKEN AT CAMP DELTA DATED 10 APR 03

9. STATEMENT (Continued)

[redacted]

NOT USED

NOT USED

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL [redacted]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of April, 2003 at Camp Delta Gate Block

ORGANIZATION OR ADDRESS

[redacted]

(Signature of Person Administering Oath)

[redacted]

(Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

POT FBG AR UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

DA FORM 2823, DEC 1998

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